

# SENATE BILL 1120

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EMERGENCY BILL

0lr3599  
CF HB 1532

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By: **Senators Jacobs and Stone**

Constitutional Requirements Complied with for Introduction in the last 35 Days of Session

Introduced and read first time: March 10, 2010

Assigned to: Rules

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## A BILL ENTITLED

1 AN ACT concerning

2 **Recognition of Out-of-State Same-Sex Marriages – Changes in Governmental**  
3 **Policies – Moratorium**

4 FOR the purpose of prohibiting, until the issue of the recognition by this State of  
5 same-sex marriages legally performed in other jurisdictions is decided by the  
6 Court of Appeals or addressed by the General Assembly of Maryland through  
7 the enactment of a law, a unit of State or local government from altering a  
8 certain policy, procedure, rule, or regulation on the basis of certain legal advice  
9 of the Attorney General; providing for the application of this Act; making this  
10 Act an emergency measure; and generally relating to the recognition of  
11 out-of-state same-sex marriages.

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
13 MARYLAND, That, until the issue of the recognition by this State of same-sex  
14 marriages legally performed in other jurisdictions is decided by the Court of Appeals of  
15 Maryland or addressed by the General Assembly of Maryland through the enactment  
16 of a law, a unit of State or local government may not, on the basis of legal advice  
17 rendered in the Opinion of the Attorney General dated February 23, 2010 (95 Op. Att’y  
18 Gen. 3 (2010)), alter any policy, procedure, rule, or regulation in effect on February 22,  
19 2010, the application of which requires or depends on a determination of whether a  
20 marriage shall be recognized by this State.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be  
22 construed to apply retroactively and shall be applied to and interpreted to affect any  
23 policy, procedure, rule, or regulation of a unit of State or local government in effect on  
24 or after February 22, 2010.

25 SECTION 3. AND BE IT FURTHER ENACTED, That this Act is an emergency  
26 measure, is necessary for the immediate preservation of the public health or safety,

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 has been passed by a yea and nay vote supported by three-fifths of all the members  
2 elected to each of the two Houses of the General Assembly, and shall take effect from  
3 the date it is enacted.